App F IX 4

Previous References 1941 (Jul) File No 56-41
Serial Nos 17 18

Later References

GENERAL AND REVENUE SECRETARIAT.

Serial Nos Two only

Part B for ~~Two only~~ aug 41

SUBJECT

Appointment of Auditors of Auckland & Bombay as Ex officio Members of Romanum & Romanum Inc Ch

f (18)

7 The D-C Romanum Dr
L 1282 Dr 9-8 41
Agrees certain instructions
to the Auditors

15/8

Serial No

Letter no ML c 2761/40 dated 10-6-41 from the Deputy Commissioner Hassan West- requesting to appoint the Amildars of Arkalgud and Arsikere as ex-officio presidents of Konanur and Banavar Municipal Councils respectively

During the previous constitution the Amildars of Arkalgud and Arsikere were the presidents of these municipalities but the D C has not stated in which order they were so appointed, and this could not be traced easily in this office However, for the several minor municipalities in the State where there is an ex-officio president, the Amildars of the concerned talukes are being appointed as the presidents of the minor municipal councils Further, even though many of the minor municipal councils have been reconstituted no proposal of the kind in question has been received and the DCs have automatically appointed the amildars concerned as presidents of the minor municipal councils, and it is not known why orders have been specially solicited in these cases Submitted with a draft-letter to the

NOTE—Contn Sheet

Presidents of Kayamar and Bamavar minor mu.cls

File No 621 - L of 1940 | General and Revenue Secretariat

Serial No

D C Hassan Dist

for
9/7/41

Issue

HW-10-7

To

The D C - Hassan Dist -
No L 215 - d 10-7-41
Calls for certain information

Srs

Letter no ML C 2761/40-41 dated 19-7-41 - from the Deputy Commissioner, Hassan - Dist - furnishing further information in the matter

In the notification dated 21-11-33, the Amildars and the Deputy Amildars of certain talukes were appointed as the presidents of the minor municipal councils within their jurisdiction, and in notification d 25-26th Jan 1934 Similar appointments for certain other minor municipal councils, including Kayamar and Bamavar were notified when these latter municipal councils were reconstituted in the year 1937, it is not known if another notification reappointing the Amildars and the Dy Amildars as presidents of municipal councils was issued The intention, was is, however

Flag X

Flag

Presidents of Minor municipal councils

450/I

General and Revenue Secretariat | ML File No 6217/450 | of 1941 | [App F III-2

Serial No

that the Amildars should continue as the ex-officio presidents of the said municipal councils till it is otherwise ordered during the recent reconstitution of the several minor municipal councils in the State, the Dy Comrs appear to have allowed the Amildars to continue as the presidents of these municipal councils, obviously relying on the previous notifications in this behalf. Further there is no intention to deviate from the existing arrangement. In these circumstances, it is for orders if the D C. Hassan Dist^r and the other Dy comrs may be informed that the Amildars and the Dy Amildars may be continued as the presidents of the minor municipal councils as has been done so far and this will be inforce till it is otherwise ordered

Amildars and Deputy Amildars in this case

NOTE—Contn Sheet

Secy
28/7/41

Sub section (3) read under section 10 of the Mysore Municipalities Act 1933 is quite clear on this point. It runs as follows:—

"When an officer has been appointed notified under clause (b) of sub section (2) the person from time to

4557

File No | of 194 | General and Revenue Secretariat

Serial No

time existing the functions of that office shall continue to be regulated under such notification as altered or rescinded by the Government"

The attention of the D.C. Hassan will be drawn to this provision /A

Subs for orders

Law Secy) Htk 31-7

'A' may be done

Hm 2 4/8/41

Htk

SECY LAW DEPT * 1 AUG 1941 * GOVT OF MYSORE

Subs with a draft letter to the D.C. Hassan Dist

Law Secy) Htk 5-8

Dated 5/8/41 for

SECY LAW DEPT * 5 AUG 1941 * GOVT OF MYSORE

Hm 2 6/8/41

Issue

Htk 6-8

To

The D.C. Hassan Dist

Ref L 1282 d 9-8-41

Issues certain instructions in the matter

TYPING SECTION 6/8/1941

B

6217

NoM1 C.2761/40

OFFICE OF THE DEPUTY COMMISSIONER,
HASSAN DISTRICT

Dated Hassan, the 10th June *1941*

ML 56-41-17

From

T Ramaiya, Esq, B A (Hons) ,
Deputy Commissioner, Hassan District

To

H V Narayana Rao, Esq, B A LL B ,
Secretary to Government, Law Department, Bangalore

Sir,

Subject - Appointment of Ex-officio Presidents to Konanur and Banavar Municipal councils

---

I have the honour to state that action was taken for the reconstitution of the Konanur and Banavar Municipal councils with effect from 1st July 1941 as their term is due to expire on the 30th June 1941, as per Government Notification No.L 265--ML 128-39-2 dated 7th July 1939 Necessary notifications were also issued constituting the respective Municipal councils The Amildars of Arkalgud and Arsikere Taluks have been functioning as Ex-officio Presidents of the respective Municipal councils and they have to be reappointed as Ex-officio Presidents of these Municipalities during the next term of the constitution under section 10(2)(b) of the Mysore Minor Municipalities Act

I request you to kindly obtain sanction of Government in the matter and cause the issue of a notification appointing the Amildars of Arkalgud and Arsikere as Ex-officio Presidents of Konanur and Banavar Municipal councils respectively

I have the honour to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Hassan District

Bks

Appendix F G—1]

SUBJECT

Section

File No

Serial No

Diary No of letter replied to

No 1215

To

The D C Hassan Esq I

General and Revenue Secretariat

( )

the *19*

Sir,

Date of issue 10th July 1941

With respect to your letter no rnl c 2761/40d 10-6-41 regarding the appointment of the Ex-officio presidents to Kananur and Badagara Minor-Municipal councils, I am directed to enquire in what order the Amsoms of the Arkad and Arikkara talukes were appointed as the presidents of the said municipal councils during

Signed by Mr. A. Arunachalam

List of enclosures

Copied by

Examined by

WD 0369a—C PB—30 000—29 1 40

their previous constitution
and why Sanction has been
solicited to reappoint these officers
as presidents of the said municipal
councils while in the case of the
other minor municipal councils
the arrangement that existed
during the previous constitution
has been continued [illegible] it is necessary
to appoint [illegible] Revised everytime a Municipality
A detailed report with
references to previous orders
may immediately be furnished forwarded

I have the
honour to be
Sir
Your obedient servant
Law Dept

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat,

No L 245

Dated Bangalore, 10th July 1941

FROM

The Secretary to the Government of His Highness the Maharaja of Mysore,
Law Department

To

The Deputy Commissioner,
Hassan District

Sir,

With reference to your letter No Ml C 2761/40 dated 10th June 1941 regarding the appointment of the Ex-officio Presidents to Konanur and Banavar Minor Municipal Councils, I am directed to enquire in what order the Amildars of the Arkalgud and Arsikere Taluks were -- appointed as the Presidents of the said Municipal Councils during their previous constitution and why sanction has been solicited to re-appoint these officers as Presidents of the said Municipal Councils while in the case of the other Minor Municipal Councils the arrangement that existed during the previous constitution has been continued and whether it is necessary to appoint Amildars as Ex-officio Presidents every time a Municipal Council is reconstituted

A detailed report with references to previous orders may -- immediately be forwarded

I have the honour to be,
Sir,
Your most obedient servant

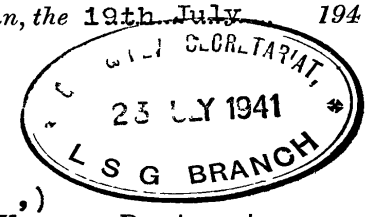
for Secretary to Government,
Law Department

BSN/2

No Ml C 2761/40-41

OFFICE OF THE DEPUTY COMMISSIONER,
HASSAN DISTRICT,

Dated Hassan, the 19th July *1941*



From

T. RAMAIYA, ESQ., B A., (HONS.,)
Deputy Commissioner, Hassan District

To

H V NARAYANA RAO, ESQ., B A., LL.B.,
Secretary to the Govt. of His Highness the
Maharaja of Mysore, Law Department,
BANGALORE

Adverting to your letter No L 215 dated the 10th July 1941 calling for additional information in the matter of appointing the Amildars of Arkalgud and Arsikere Taluks as Ex-Officio Presidents respectively of the minor Municipal Councils of Konanur and Banavar, after their reconstitution with effect from 1st July 1941 I have the honor to state that the Amildars of the two Taluks were appointed as Presidents of the respective Municipal Councils in Government notification No L 5611/Ml.163-33-8 dated 25th/26th January 1934 In Government notification No L 3670/Ml 163-33-1 dated 21st/23rd November 1933, the Amildars of certain Taluks and Deputy Amildars of certain Sub-Taluks in the State were appointed as Ex-Officio Presidents of minor Municipal Councils to be reconstituted with effect from 1st January 1934, and seven such Municipal Councils of this District have been included in this notification When five of these seven Municipal Councils were reconstituted with effect from 1st January 1941, a doubt was felt as to whether, in the case of the Municipal Councils specified in that notification of November 1933, the Amildars could continue on that authority as Ex-Officio Presidents of those Municipal Councils in respect of reconstitutions effected subsequently, without the Amildars being re-appointed as Presidents A reference as accordingly made to Government in this office letter No Ml C 4646/39 dated 29th November 1940, and Government were pleased to appoint the Amildars in respect of those five Municipal Councils

Councils as Ex-Officio Presidents until further orders - Vide Government notification No.L 4754/Fl.110-40-4 dated 19th December 1940.

On the same anology, sanction of Government is now solicited in my letter of 10th June 1941 (referred to in your letter under reply) with regard to Konanur and Banavar Municipal Councils. The respective ex Amildars of Arkalgud and Arsikere were appointed Ex-Officio Presidents of Konanur and Banavar Municipalities in Notification No L 5611/Fl.163-33-8 dated 25/26th January 1934, whose wording, though slightly different from that of 21st/23rd November 1933, does not make it clear that the appointment is not restricted to the term of the Council then reconstituted. If it is considered that it does not so restrict, no fresh notification is necessary

As regards the point whether it is necessary to appoint Amildars as Ex-Officio Presidents every time a Municipal Council is reconstituted, I beg to state that such appointment would not be necessary, if the appointment made is in terms of the notification of December 1940 referred to already.

I have the honor to be,
sir,
Your most obedient servant

Deputy Commissioner,
Hassan District

Appendix F G—1]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the *19*

Date of issue 9th August 41

Signed by H. N. Krishnaiah

List of enclosures

Copied by

Examined by

11 Copies Section ML

File No 56-41

Serial No 18

No L/282

To The D C Hassan Dist-

Sir,

With reference to the correspondence ending with your letter no ML C 2761/40-41 dated 19-7-41 regarding the continuance of the Ex-officio presidents of Banavara and Konanur minor municipal councils I am directed to invite your attention to clause (3) of Section 10 of the Mysore Municipalities Act-1933, wherein it is laid down that an Ex-officio —

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notified to be

President appointed under (b) of sub-section (2)
of the said section shall continue
to be president - unless and until
~~the~~ made notification appointing him as such
or rescinded by the Govt; and to
state that, in view this provision
of law, there is no need to re-notify by Govt
the appointment of the pers Ex-officio
Presidents every time a municipal is
reconstituted ~~municipal councils~~, as they can continue
in that office by virtue of the
previous notifications published
in this behalf.
I am to add that, whenever the notn of reconstitution of a
municipal is published by you, you may mention therein the fact
of the appointment of Dy Collr as an
ex-officio President of that local body
as per rules in force.

For Secy to Govt—

Memo, No 1283-90/LC dated the Sept. '91

Copy of the above is forwarded
to DC by order of Govt for information and
guidance

By order—

For Secy to Govt—
Law dept—